GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Lands – Krishna District – Payment of ex-gratia @ Rs.7.50 lakh per acre to the land encroachers to an extent of Ac.716.44 cents in Mallavalli (V), Bapulapadu (M) which was proposed for establishment Mega Food Park by APIIC, duly relaxing the conditions in para 3 (b) (v) of G.O. Ms.No.571, dated 14.9.2012 in regard to ex-gratia irrespective of period of encroachments – Orders – Issued.

Revenue (Assignments.III) Department

G.O.MS.No. 456 **Dated: 25-10-2016**

Read the following :-

(1) From the District Collector, Krishna Letter Rc. No. REV-ESECOALN (ALN) 48 / 2016 – SA KCO Part(1), dated 23.9.2016.

(2) From the Special C.S & CCLA to Government Letter No. Assn.I(1)/865/2016, dated 03.10.2016.

-:o:-

ORDER :

The District Collector, Krishna in his letter 1st read above has stated that the Zonal Manager, APIIC, Vijayawada has requested for alienating the land to an extent of Ac.1406.06 cents in R.S. No.11 of Mallavalli Village of Bapulapadu Mandal, in favour of APIIC Limited for establishment of Industrial Park. The District Collector, Krishna has further stated that the land to an extent of Ac. 1460.06 cents in RS No.11 of Mallavalli Village is available on ground, out of which an extent of Ac.1360.06 cents is under encroachment of Sivai Jamaidars and an extent of Ac.100.00 cents is vacant on ground and the same was handed over to the Manger, APIIC Limited Vijayawada. The APIIC Authorities have released (through RTGS) an amount of Rs.74,80,33,000/- as tentative budget for payment of ex-gratia to the encroachers. The enjoyment survey was made to the remaining land to an extent of Ac.1360.06 cents in R.S. No.11 with the help of GEOCON Survey Team and it is revealed that there are 490 encroachers occupying the land to an extent of Ac.716.44 cents have been identified.

2. Whereas, G.O. Ms. No.571, Revenue (Assignments.I) Department, dated 14.9.2012 states that, while paying ex-gratia to the encroachers, more than 10 years encroachers shall get 100% ex-gratia equivalent to Market Value; 5 to 10 years encroachers shall get 50% ex-gratia equivalent to Market Value, less than 5 years encroachers shall not get any ex-gratia amount. But the names of the encroachers were not recorded in revenue records i.e. No.3 Account (Adangal). The encroachers are agitating equal payments, irrespective of period of encroachment and conditions of G.O. Ms. No.571 dated 14.9.2012.Basic value of the schedule land as per Sub-Registrar's record is Rs.5.00 lakhs per acre. As per the procedure for determination of market value under RFCTLARR Act, 2013 the previous three years transactions were analysed and the market value arrived as Rs.4,75,000/- per acre. The District Collector has further stated that as Rs.5.00 lakhs per acre is the highest value, it was finalized for payment of ex-gratia to the encroachers and the ex-gratia that has to be paid as per the norms of G.O. Ms. No.571, dated 14.9.2012 comes to an amount of Rs.30,17,62,750/-. Whereas, the farmers who have been cultivating the land in R.S. No. 11 of Mallavalli Village have filed representations with the following requests.

(i) Pay the ex-gratia to the encroachers by multiplying with the factor of 1.25 as per RFCTLARR Act, 2013;

(ii) Pay an amount of Rs.50,000 per family who are the white ration card holders in Mallavalli Village;

(iii) Pay equal amount of ex-gratia to all the encroachers irrespective of number of encroachment i.e. requesting to give exemption under G.O. Ms. No. 571, for the recognition of beneficiaries.

(iv) Reserve some Ac. 100.00 cents land for community purpose / house-sites to assign to the houseless in the Mallavalli Village.

3. The District Collector has further stated that, as per the above requests of the farmers, ex-gratia that has to be paid comes to Rs.51,32,56,750/-. The District Collector has therefore, requested to accord permission duly relaxing the conditions in para 3 (b)(v) of G.O. Ms. No.571, Revenue (Assn.I) Department, dated 14.9.2012.

4. In the letter 2nd read above, the Special Chief Secretary & CCLA has forwarded the above proposal of the District Collector, Krishna with a request to issue necessary orders in the matter.

5. Government after careful examination of the matter hereby accord permission to the District Collector, Krishna on the following for payment of ex-gratia @ Rs.7.50 lakh per acre to the land encroachers to an extent of Ac.716.44 cents in Mallavalli (V), Bapulapadu (M) which was proposed for establishment of Mega Food Park by APIIC, duly relaxing the conditions in para 3 (b) (v) of G.O. Ms.No.571, dated 14.9.2012.

(i) Payment of ex-gratia @ Rs.7.50 lakhs irrespective of the period of occupation to all the encroachers (i.e. below 5 years / between 5 to 10 years / 10 years and above).

(ii) Enter the encroachers names in the Adangal (Account No.3), so as to enable to pay the compensation to the encroachers as per G.O. Ms. No. 571, dated 14.09.2012.

(iii) Payment of Rs.50,000/- per each family who are the white ration card holders (BPL) in the Mallavalli Village of Bapulapadu Mandal.

(iv) Reserve an extent of Ac.100.00 cents for community purpose / House site to assign to the house less families in Mallavalli Village.

6. The District Collector, Krishna is also permtted to utilize the available budget of Rs.51,32,56,750/-.

7. The Special Chief Secretary & CCLA, and the District Collector, SPSR Nellore shall take further necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.C.SHARMA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Special Chief Secretary & CCLA,
AP Gollapudi, Vijayawada.
The VC & MD, APIIC, Vijayawada.
The District Collector, Krishna at Machilipatnam.
The Infrastructure & Investment Department.
Copy to:
PS to Special Chief Secretary to Hon'ble C.M.
OSD to the Hon'ble Dy.CM (Rev.)
PS to Special CS (Land) Rev.
GA (Cabinet) Department
(with reference to CR No. 769/2016)
SF / SC

/ Forwarded :: By Order /

SECTION OFFICER